S.B.Cr.Misc. Bail App. No. 4498/2007

(Smt. Kamli & Anr. Vs. State of Rajasthan)

Date of order : 17/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. R.K.Vishnoi for the petitioners.
Mr. Ashok Upadhyay, Public Prosecutor.
Mr. Mahipal Vishnoi for the complainant.

Heard learned counsel for the petitioners and the Public Prosecutor for the State assisted by counsel for the complainant. Perused the order impugned and police investigation diary.

The allegation against the present petitioners is that they were armed with spade (Fawda). From the investigation diary and injury report of Hadman Ram, no such injury has been caused to the injured persons. This fact has not been disputed by learned public prosecutor and counsel for the complainant.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners Smt. Kamli W/o Shri Hauram and Smt. Indra W/o Dhannaram be released on bail in FIR No. 74/07

P.S. Jhanwar, district Jodhpur, provided each of them executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP